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FILED

JUN 05 2013

**New Jersey State Board of
Massage and Bodywork
Therapy Examiners**

By: Susan Carboni
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MASSAGE AND BODYWORK
THERAPY

_____	:	Administrative Action
IN THE MATTER OF THE	:	
LICENSURE OF	:	CONSENT ORDER
	:	GRANTING LICENSURE
AMILCAR CABALLERO	:	WITH PROBATION
	:	
AS A MASSAGE AND BODYWORK	:	
THERAPIST	:	
_____	:	

This matter was opened to the Board of Massage and Bodywork Therapy ("the Board") upon receipt of the application of Amilcar Caballero for licensure as a massage and bodywork therapist. Upon a review of the application and the criminal history background check, it was ascertained by the Board that following an arrest on March 20, 2008, Mr. Caballero was convicted on January 21, 2010 of conspiracy to distribute cocaine in

violation of N.J.S. 2C:5-2 and sentenced to three years probation. The applicant has no other arrests, and maintains that the conduct that led to his arrest, which involved the delivery of packages which he knew or should have known contained illegal substances, while employed by United Parcel Service, on a number of occasions. Mr. Caballero expressed remorse for his conduct, and indicated that he has cooperated with authorities since his arrest. The Board noted that although the sentencing judge found the applicant's conduct to be "particularly egregious," the judge also stated, that he found the circumstances of this particular offense were unlikely to recur, and that Mr. Caballero has led a law-abiding life until the commission of the offense.

The Board finds that the applicant's conviction relates adversely to massage and bodywork therapy within the intendment of N.J.S.A. 45:1-21(f). However, The Board finding that granting the applicant's request for licensure warranted under the circumstances, and that the within order is sufficiently protective of the public health, safety and welfare, and for other good cause shown;

IT IS ON THIS 5th DAY OF June, 2013

HEREBY ORDERED AND AGREED THAT:

1. Mr. Caballero's application for licensure shall be granted upon his demonstration that he has satisfied other licensure

requirements, if he has not already done so. Mr. Caballero shall be placed on probation for a period of two years, dating from the filing of this Order. The conditions of probation are:

a) Mr. Caballero shall report to the Board within five (5) business days of occurrence any arrest, indictment or conviction for any crime or disorderly persons offense.

b) Mr. Caballero shall obey all the laws of the State of New Jersey, the United States and their political subdivisions as well as all regulations, rules or laws pertaining to the practice of massage and bodywork therapy in the State or jurisdiction in which he practices massage and bodywork therapy.

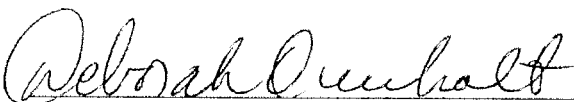
c) In the event of any arrests for offenses relating adversely to the practice of massage and bodywork therapy, including any drug-related arrests, the Board may, if it deems it appropriate, automatically suspend Mr. Caballero's license to practice massage and bodywork therapy until the matters have been adjudicated.

2. Any deviation from the terms of this Order without the prior written consent of the Board shall constitute a failure to comply with the terms of this Order. Upon receipt of any reliable information indicating that the applicant has violated any term of this Order, Mr. Caballero's license may be automatically suspended by the Board. Mr. Caballero, upon notice, may request a hearing to contest the entry of such an

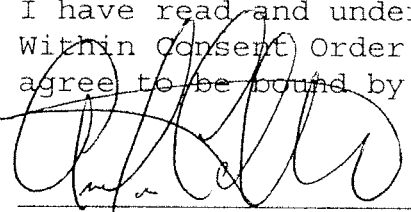
order. At any such hearing, the sole issue shall be whether any of the information received regarding Mr. Caballero was materially false.

3. At the end of the two year term of probation imposed by the Board, Mr. Caballero may petition the Board in writing for release from the terms of this Order. In the event that there have been no arrests or convictions during the period of probation, the Board may then grant such a petition by means of a written communication, without need for further Order of the Board.

NEW JERSEY STATE BOARD OF
MASSAGE AND BODYWORK THERAPY

By: 
Deborah Overholt
Chairperson

I have read and understand the
Within Consent Order and
agree to be bound by its terms.


Amilcar Caballero